

1 ADAM WANG, State Bar No. 201233  
2 LAW OFFICES OF ADAM WANG  
3 12 South First Street, Suite 708  
4 San Jose, California 95113  
5 Tel: (408) 421-3403  
6 Fax: (408) 416-0248  
7 adamqwang@gmail.com

8 **Attorneys for Plaintiffs**  
9 Juan Gonzalez and Ricardo Mendoza

10 ERIC MECKLEY, State Bar No. 168181  
11 STEVEN K. GANOTIS, State Bar No. 234252  
12 MORGAN, LEWIS & BOCKIUS LLP  
13 One Market, Spear Street Tower  
14 San Francisco, California 94115  
15 Tel: (415) 442-1000  
16 Fax: (415) 442-1001  
17 emeckley@morganlewis.com  
18 sganotis@morganlewis.com

19 **Attorneys for Defendants**  
20 DDR Partners, Inc. and Western Athletic Club, Inc.



13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**  
15 **SAN JOSE DIVISION**

16  
17 JUAN GONZALEZ and RICARDO  
18 MENDOZA, individually, and on behalf  
19 of all others similarly situated,

20 Plaintiffs,

21 v.

22 DDR PARTNERS, INC. dba PACIFIC  
23 ATHLETIC CLUB; WESTERN  
24 ATHLETIC CLUBS, INC. dba PACIFIC  
25 ATHLETIC CLUB and, DOES 1-10,

26 Defendants.

27 Case No. C 08 03814 JW

28 **STIPULATION TO EXTEND DEADLINE  
FOR DEFENDANT WESTERN  
ATHLETIC CLUB, INC.'S ANSWER TO  
FIRST AMENDED COMPLAINT TO  
AUGUST 5, 2009**

29 Civil Local Rule 6-1(a)

1 Pursuant to Civil Local Rule 6-1(a), Plaintiffs Juan Gonzalez and Ricardo Mendoza  
 2 ("Plaintiffs") and Defendants DDR Parterns, Inc. ("DDR") and Western Athletic Club, Inc.  
 3 ("WAC") (Plaintiffs and Defendants are referred to collectively as the "Parties"), through their  
 4 respective counsel, hereby stipulate and agree to the following:

5 1. WAC's answer to the first amended complaint was originally due by May 14, 2009.

6 2. Because the Parties were preparing for mediation on May 27, 2009, the Parties  
 7 agreed to extend the date by which WAC was required to file an answer to the first amended  
 8 complaint. The Parties' stipulation, which was filed on May 12, 2009, and signed by the Court on  
 9 May 13, 2009, extended the deadline to June 4, 2009.

10 3. On May 27, 2009, the Parties attended a mediation and reached a tentative  
 11 agreement to resolve the action in its entirety. While drafting the settlement agreement and  
 12 stipulation for dismissal, the Parties filed a stipulation to extend the deadline for WAC to respond  
 13 to the first amended complaint from June 4, 2009 to July 6, 2009, which the Court signed on June  
 14 10, 2009.

15 4. The Parties have completed drafting the settlement documents and one of the two  
 16 plaintiffs has signed the agreement. However, the other plaintiff has not responded to various  
 17 communications and correspondences, has not yet been able to sign the settlement agreement and  
 18 will not be able to do so prior to July 6, 2009. Accordingly, to avoid unnecessary expenses, the  
 19 Parties have agreed to further extend the date by which WAC must file an answer to the first  
 20 amended complaint to **August 5, 2009**. This change will not alter the date of any event or any  
 21 deadline already fixed by Court order, other than the previous deadline for WAC's answer.

22 Dated: July 1, 2009

LAW OFFICES OF ADAM WANG

23  
 24 /s/  
 25 ADAM WANG  
 Attorneys for Plaintiffs

26 Dated: July 1, 2009

MORGAN LEWIS & BOCKIUS

27  
 28 /s/  
 STEVEN K. GANOTIS  
 Attorneys for Defendants